

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

DHAVAL VAISHNAV,

Plaintiff,

Case No. 23-cv-10532
Hon. Matthew F. Leitman

v.

HOME DEPOT USA, INC., *et al.*,

Defendants.

**ORDER GRANTING IN PART AND DENYING IN PART DEFENDANT
HOME DEPOT USA, INC.'S MOTION TO DISMISS SECOND AMENDED
COMPLAINT (ECF No. 24)**

On October 7, 2024, the Court held a hearing on Defendant Home Depot USA, Inc.'s Motion to Dismiss Second Amended Complaint (ECF No. 24.) For the reasons stated on the record, Defendant's motion is **GRANTED** in part and **DENIED** in part as follows:

- The motion is **GRANTED** to the extent it seeks dismissal of Plaintiff's tortious interference, fraudulent misrepresentation, and negligent misrepresentation claims against Home Depot USA, Inc. in Counts III, IV, and V of the Second Amended Complaint (ECF No. 22.)

- The motion is **DENIED** to the extent it seeks dismissal of Plaintiff's defamation claim against Home Depot USA, Inc. in Count II of the Second Amended Complaint (ECF No. 22.)

IT IS SO ORDERED.

s/Matthew F. Leitman

MATTHEW F. LEITMAN

UNITED STATES DISTRICT JUDGE

Dated: October 7, 2024

I hereby certify that a copy of the foregoing document was served upon the parties and/or counsel of record on October 7, 2024, by electronic means and/or ordinary mail.

s/Holly A. Ryan

Case Manager

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